

NOT FOND OF WHITTAKER.

A CADET WITH SENSITIVE OLFACTORIES, BUSINESS OF THE COURT-MARTIAL FACILITATED—WHY LESTER W. CORNISH COULD NOT BRING HIMSELF TO ASSOCIATE WITH THE COLORED CADET.

A new method of procedure has been introduced at the Whittaker court-martial, which facilitates business considerably. Hitherto it has been the custom to read every morning the testimony of the preceding day. Now every witness is asked if he desires to have his testimony read, and if he does not this is omitted.

The first witness yesterday was Joseph Knittle, a musician and a member of the West Point Band. His evidence was simply to identify the knife and other articles found in Whittaker's room, which are in Major Gardner's possession. Lieutenant Dickinson then took the stand, and he was asked a few conditional questions by Major Gardner. Lester W. Cornish, a cadet of the first class, and a former classmate of Whittaker's, was next called. He testified that his room was directly under Whittaker's and he was confident that any disturbance in Whittaker's room would have awakened him. He had nothing on that night, however, although it was three times. He said he was one of the first to see the colored cadet after he was found, but he observed no blood on his hands. He did not make up his mind until the plaintiff's prop. if any, had occurred more than ten years ago.

Judge Speir yesterday dismissed the complainant in the suit of John W. Greene, as executor, against the New-York Central and Hudson River Railroad Company, to recover \$3,000 for damage to his property by the fire at the company's running over him April 8, 1860, gave its plaintiff \$300.

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The jury in the Circuit Court of Brooklyn, in the suit of Peter Hagan, a boy, against the Knickerbocker Ice Company, for \$20,000 damages, caused by a wagon of the company running over him April 8, 1860, gave its plaintiff \$300.

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HENRY A. BARNUM brought suit against Oscar Tammen and Charles M. Martin, to recover on two notes for \$475 each given for an interest in a patent fire extinguisher. The defendants claimed that the company which was to be formed for manufacturing the extinguisher before the notes became due had never been organized. The jury on the trial to-day, Justice Lawrence, in the Supreme Court Court yesterday, found a verdict for the defendants.

Annie Louise Crawford, the young daughter of Charles L. Crawford, who was claimed to be a man by her parents for supposed theft committed by a servant, has been taken in charge by the Society for the Protection of Children to Children. Yesterday she was brought into the Supreme Court, Chambers, before Justice Lawrence. The Judge told her to desist from the ground that the damages to the plaintiff's prop. if any, had occurred more than ten years ago.

"We there any facts in particular which made you form this opinion?" asked Mr. Chamberlain.

"The way in which the blood was dropped on the Indian club had more influence with me than anything else. This looked as if it had been placed there purposefully. If there had been an assault on Whittaker, I thought that the assailants would not have put this on the large part of the club. They would have taken hold of the club by the handle, and left the blood marks there."

"This reason, then, is based on the theory that the Indian club was used as a means of assault?"

"Or on the theory that the assailants wanted to give that impression?"

"Don't you think that the fact that the blood was placed in the way it was was an argument that Whittaker did not place the drops there, rather than that he did it?"

"No, I think not."

"It would have been rather stupid on his part, if he did it, would it not?"

"Yes."

"Have you ever had any intercourse with Whittaker?"

"Not except officially."

"Had you any reason for this?"

"Nothing in particular."

"Did your class generally have anything to do with him?"

Major Gardner objected to this question on the ground that it was immaterial and irrelevant. Mr. Chamberlain replied that he did not want the witness to tell anything he did not personally know. He thought, however, that the question of the feeling at West Point as regards Whittaker was a very important one, as the cadet who had the room had perhaps had more to do with the case than any other.

It certainly had an effect, even perhaps for coloring the testimony of the witnesses. Major Gardner then withdrew his objection.

The witness—"I never saw anyone speak to Whittaker. I believe, however, that one or two cadets did speak to him."

"Were there any other cadets who were ostracized in the class?"

"Yes. It was generally, however, on account of their character."

"Was there Whittaker's character anything to object to?"

"Not that I know of."

"What was there about his conduct that you did not like?"

"I can tell you one thing: it seems a trivial thing to speak of, but it made him very disagreeable to any one who had to meet him. He was in the habit of putting very strong hair oil on his hair. It was, I suppose, the cause of his name. It was, even, noticeable. You pass him, and you see him. I had a room under him and I got the full effects of it. Then there were other things which would have made no swelling if associated with him. He never spoke to me, nor did I speak to him. He fell in with me, and never spoke to me. He would never look anyone in the eye, but would turn his eyes away if you looked straight at him."

"Had his color anything to do with your objection to him?"

"That is not the reason."

"What was there about his conduct that you did not like?"

"I do not know. I never heard of anyone using any except Whittaker. Who did they say he had?"

The witness then took some red ink and with a piece of paper wrote on it the name of an Indian chief, showed the position and shape of the drops of blood which were on the club found in Whittaker's room.

Major Murray—"Surprised that Whittaker mutilated himself, but did not bleed considerably."—Whittaker, however, that one or two cadets did speak to him."

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